IN **THE HIGH COURT OF JUDICATURE AT BOMBAY**

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION No. 946 OF 2006
IN
SECOND APPEAL No. 657 OF 1989

Sahebrao M. Bagal & Ors. **.... Applicant**

Vs.

Sarjerao Bagal & Ors. **... Respondent**

Mr. B. Deshmukh i/b Mr. Uday Warunjkar,
advocate for applicant.

Mr. Tanaji Mhatugode i/b S. B. Deshmukh,
advocate for respondent Nos. 1 and 2.

CORAM : Dr. S. RADHAKRISHNAN, J.

DATE : JUNE 20, 2006.

P.C.

. Not on board. Upon mentioning, taken on board.

2. Heard the learned counsel for applicant and respondent nos. 1 and 2. Perused Civil Application. By the present Civil Application, applicants want to restore the matter which was dismissed and recall of order dated 5th June, 2006. There is no case of inaction, negligence or want of bona fide on the part of the applicants. Hence, Civil Application is made absolute in terms of

prayer Clause (a) and (b).

2. Place the appeal on board for final hearing on 10th July, 2006.

[Dr. S. RADHAKRISHNAN, J.]